## UTILITY PATENT APPLICATION UNDER 37 CFR 1.53(b)

Mail Stop New Patent Utility Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir:



Transmitted herewith for filing is the patent application of:

INVENTOR: Takao INOUE, Masahisa FUJIMOTO, Masaharu ITAYA

FOR: NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY, POSITIVE ELECTRODE ACTIVE MATERIAL AND METHOD OF MANUFACTURING THE SAME

Enclos	ed are:
$\boxtimes$	25 pages of specification, claims, abstract.
$\boxtimes$	Declaration and Power of Attorney.
$\boxtimes$	Priority Claimed.
	Certified copy of Japanese Patent Application No. JP 2003-082305
$\boxtimes$	4 sheets of formal drawing.
$\boxtimes$	An assignment of the invention to <b>SANYO ELECTRIC CO., LTD.</b>
	and the assignment recordation fee.
	An associate power of attorney.
	A verified statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27.
$\boxtimes$	Information Disclosure Statement, Form PTO-1449 and reference.
$\boxtimes$	Return Receipt Postcard

The filing fee has been calculated as shown below:

	NO. OF	\$	EXTRA		
(a) the second of the second	CLAIMS	2 ,	CLAIMS	RATE	AMOUNT
Total Claims	18	-20	0	\$18.00	\$0.00
Independent Claims	3	-3	0	\$86.00	\$0.00
Multiple Dependent Claim(s)					\$0.00
Basic Fee  Total of Above Calculations					\$770.00
					\$770.00
Less ½ for Small Entity					\$0.00
Assignment & Recording Fee					\$40.00
TotalFee					\$810.00

$\boxtimes$	Please charge my Deposit Account No. 500417 in the amount of \$810.00. A duplicate copy of this sheet is enclosed.
	The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No.
	500417. A duplicate copy is enclosed.
$\boxtimes$	Any additional filing fees required under 37 CFR 1.16.
$\boxtimes$	The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 500417. A duplicate copy of this sheet is enclosed.
$\boxtimes$	Any patent application processing fees under 37 CFR 1.17. Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

Stephen A. Becker

Registration No. 26,527

600 13<sup>th</sup> Street, N.W. Washington, DC 20005-3096 (202) 756-8000 SAB:gav Facsimile: (202) 756-8087

Date: March 17, 2004